

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

CHARLES O. EUBANKS,
Petitioner,

V.

UNITED STATES OF AMERICA,
Respondent.

Case No. 07-CR-50058-1

FILED

SEP 02 2008

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

MOTION TO SUPPLEMENT THE MOTION
TO WITHDRAW PLEA PURSUANT
TO FED. R. CRIM. PROC.
12(b)(2)

NOW COMES, CHARLES O. EUBANKS, Petitioner in aid of the constitution before this Court requesting Judicial Notice pursuant to Rule 12(b)(2) of the Fed. R. Crim. Proc. , which permits this Honorable Court to Notice a Jurisdictional Challenge, "at any time during the pendency of the proceedings." See United States v. Wolff, 241 F. 3d 1055, 1056-57 (8th Cir. 2001).

Motion to withdraw the plea is in fact challenging this Honorable Courts jurisdiction to prosecute in this cause, and this Petitioner hereby request that all proceedings be postponed to allow this Honorable Court to adjudicate the facts of said motion.

CERTIFICATE OF SERVICE

I, CHARLES O. EUBAKS, hereby certify that all copie(s) of the aforementioned (Motion to supplement motion to withdraw plea pursuant to 12(b)(2)) to be forwarded to the Clerk of the United States District Court for the Northern District of Illinois via United States Postal Service prepaid this 20 day of

August, 2008.

RESPECTFULLY SUBMITTED


CHARLES O. EUBANKS Petitioner